

MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE MONTANA DEPARTMENT OF CORRECTIONS, MONTANA DEPARTMENT OF JUSTICE, AND CASCADE COUNTY

SECTION I: PURPOSE

This Memorandum of Understanding (MOU) has been made and entered into by the Montana Department of Corrections (DOC), Montana Department of Justice (DOJ) and Cascade County (County) for the purpose of defining the responsibilities of each party with respect to current negotiations of a long-term detention center confinement rate and immediate acceptance of an "interim" detention center confinement rate for offenders held in the Cascade County Detention Center who is the financial responsibility of a State agency.

SECTION II: RESPONSIBILITIES

1. Cascade County will continue to provide detention center services to State agencies in accordance with contract #CJH-02-002-0 (attached). This contract has an original effective date of April 23, 2002.
2. Representatives of DOC and County will continue discussions regarding the detention center confinement rate and expenditures that can be included in determining said rate. In addition, the State will consider new contract language for use in the future detention center contact with Cascade County.
3. Both parties shall make a concerted, "good faith" effort to mutually determine an acceptable confinement rate within 30 days of final signature on this MOU.
4. Representatives from the State Agencies and Cascade County shall work with members of the National Institute of Corrections (NIC), Montana Association of Counties (MACo), and Montana Sheriff's and Peace Officers Association (MSPOA) toward the goal of achieving a uniform, detention center confinement rate formula/methodology and contract terms. Cascade County will make the initial contacts with appropriate NIC and MACo staff.
5. Cascade County shall provide DOC representatives with the following information:
 - Final Fiscal Year 2005 expenditures associated with operation of the County Detention facility.
 - Expenditures shall be appropriately divided between the State Regional Prison, County Detention Center, and Sheriff Administration.
 - Additional expenditures projected for fiscal year 2006 will be identified and listed separately, according to entity
 - Indirect costs will be listed separately

Further, all parties agree that the Average Daily Population at the County Detention Center during FY2005 was 230 offenders.

SECTION III: PAYMENT

In accordance with CJH-02-002-0, Cascade County will be reimbursed by State agencies at the rate of \$58.04 per offender, per day for each day of confinement that is the financial responsibility of the State agency.

SECTION IV: EFFECTIVE DATE/DURATION

The effective date of this Memorandum of Understanding is January 24th, 2006 and shall remain in effect for [not less than] 30 days OR until rescinded by either party after providing the other party with five (5) days advanced written notice.

Signatures:

DEPARTMENT OF CORRECTIONS

DEPARTMENT OF JUSTICE

Bill Slaughter, Director

Larry Fasbender, Deputy Director

Date

Date

COUNTY

Authorized Official
Governing body of Cascade County Detention Center

Date